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9 Attorneys for Defendants
10 CITY AND COUNTY OF SAN FRANCISCO,
10 PAUL MIYAMOTO IN HIS OFFICIAL CAPACITY AS
11 SAN FRANCISCO SHERIFF,
12

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 OAKLAND DIVISION

16
17 JOSHUA SIMON, DAVID BARBER, AND
18 JOSUE BONILLA, INDIVIDUALLY AND
19 ON BEHALF OF ALL OTHERS
20 SIMILARLY SITUATED, DIANA BLOCK,
AN INDIVIDUAL AND COMMUNITY
RESOURCE INITIATIVE, AN
ORGANIZATION,

21 Plaintiffs,

22 vs.

23 CITY AND COUNTY OF SAN
24 FRANCISCO, PAUL MIYAMOTO, IN HIS
OFFICIAL CAPACITY AS SAN
FRANCISCO SHERIFF,

25 Defendants.

Case No. 4:22-cv-05541-JST

**DECLARATION OF LIEUTENANT KEVIN
LEE IN SUPPORT OF DEFENDANTS'
OPPOSITION TO PLAINTIFFS' MOTION
FOR A PRELIMINARY INJUNCTION**

Judge: Hon. Jon S. Tigar
Courtroom: Courtroom 6, 2nd Floor
Hearing Date: January 12, 2023
Time: 2:00 p.m.

Trial Date: Not Set

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DECLARATION OF LIEUTENANT KEVIN LEE

2 I, KEVIN LEE, declare as follows:

3 1. I am employed as a Lieutenant with the San Francisco Police Department in the Crime
4 Information Services Unit (“CISU”). I submit this declaration in support of Defendants’ Opposition to
5 Plaintiffs’ Motion for a Preliminary Injunction. Except where otherwise indicated, the following facts
6 are known to me personally, and if called upon as a witness, I would testify to them competently.

7 2. In my role with the CISU, I serve as the SFPD’s custodian of records. In connection
8 with this lawsuit I reviewed certain SFPD Incident Reports concerning Plaintiffs Joshua Simon, David
9 Barber, and Josue Bonilla.

10 3. The following documents are true and accurate copies of documents from SFPD’s files,
11 apart from redactions added to private information (e.g. dates of birth, driver’s license numbers,
12 Plaintiffs’ SF Numbers):

13 a. **Exhibit A** to my declaration is a true and correct copy of SFPD Incident Report
14 No. 220062165, with redactions;

15 b. **Exhibit B** to my declaration is a true and correct copy of SFPD Incident Report
16 No. 220335075, with redactions;

17 c. **Exhibit C** to my declaration is a true and correct copy of SFPD Incident Report
18 No. 210501979, with redactions;

19 d. **Exhibit D** to my declaration is a true and correct copy of SFPD Incident Report
20 No. 200536049, with redactions;

21 e. **Exhibit E** to my declaration is a true and correct copy of SFPD Incident Report
22 No. 220263783, with redactions;

23 f. **Exhibit F** to my declaration is a true and correct copy of Emergency Protective
24 Order dated April 22, 2022, in Case No. 220263783, with redactions; and

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g. **Exhibit G** to my declaration is a true and correct copy of SFPD Incident Report No. 220378172, with redactions.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct and that this declaration was executed on this 28th day of October 2022, at San Francisco, California.

KEVIN LEE

the 20th day of